

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 20417 of 1994

Between:

Maddala Tirumali

..... PETITIONER

AND

- 1.The Government of A.P., rep by its Secretary,
Revenue (Assignment-I) Department, Secretariat Buildings,
Hyderabad.
- 2.The Commissioner of Land Revenue, Hyderabad.
- 3.The Special Collector, Telugu Ganga Project, Nellore.
- 4.The Special Deputy Collector, Telugu Ganga Project,Nandyal,
Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ of Mandamus or any other appropriate writ or direction declaring the action of the respondents in not paying 30% solatium on the amount already paid to the petitioner as compensation for resumption of his land to the Government for Telugu Ganga Project, inspite of issuing G.O.Ms.No.1307 Revenue (Assignment-I) Department dt:23.12.93 as arbitrary, illegal, unconstitutional and void and consequently direct the respondents to make payment of 30% solatium forthwith to the petitioner whose land is resumed by the respondents to the Government for the purpose of Telugu Ganga Project in terms of aforesaid G.O.

Counsel for the Petitioner: MR.B.D.MAHESWARA REDDY

Counsel for the Respondent Nos.1 to 4: G.P. FOR LAND ACQUISITION.

The Court made the following :

ORDER:

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Heard both sides.

The only question raised in this writ petition is with regard to the entitlement of the claim of the petitioners for 30% solatium on the amount already paid to them as compensation for resumption of their lands to the Government for Telugu Ganga Project.

In the counter affidavit filed by the 4th respondent-Special Deputy Collector, Telugu Ganga Project, Nandyal, Kurnool District, he admitted the claim of the petitioners by stating that in terms of G.O.No.1307 Revenue (Assignment 1) Department, dated 23.12.1993, the petitioners are entitled for the amount claimed by them.

Having regard to the above, the writ petition is allowed directing the respondents to make the payment to the petitioners as claimed by them within a period of three months from the date of receipt of a copy of this order. No costs.

12.08.2004

tjs

That Rule Nisi has been made absolute as above.

Witness the Hon^{ble} Sri Devinder Gupta, the Chief Justice on this Thursday the Twelfth Day of August, Two Thousand And Four

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1.The Secretary, Revenue (Assignment I) Department,
Government of Andhra Pradesh, Secretariat Buildings,
Hyderabad.

2.The commissioner of Land Revenue, Hyderabad.

3.The Special Collector, Telugu Ganga Project, Nellore.

4.The Special Deputy Collector, Telugu Ganga Project, Nandyal,
Kurnool District.

5.Two C.Cs. to the Government Pleader for Land Acquisition, High
Court Buildings, Hyderabad. (O.U.T).

6. Two C.D. copies.